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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

PATENT

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APPLICANT: Isidore I. Lamke et al.
SERIAL NO.: 09/521,808
FILED: March 9, 2000
FOR: LED LAMP ASSEMBLY

GROUP ART UNIT: 2878
EXAMINER: A. Ton
DOCKET NO.: 7366

St. Louis, Missouri
February 25, 2002

Box RESPONSE FEE AMENDMENT
Commissioner for Patents
Washington, D.C. 20231

**REQUEST TO CONSIDER RESPONSE TO OFFICE ACTION
AS TIMELY FILED ON JANUARY 3, 2002**

Sir:

In response to the Examiner's Office Action mailed October 3, 2001, on January 3, 2002 Applicant filed a Response with a check in the amount of \$42.00 attached thereto. Due to the anthrax letters following September 11, 2001 and postal interruption for zip code 20231, Applicant's Response was apparently irradiated. The result of the apparent irradiation was obliteration of Applicant's heat-sensitive mailing label, which read: "BOX FEE AMENDMENT, Commissioner for Patents, Washington D.C. 20231." However, after the apparent irradiation of the label, because the label is heat-sensitive, the address is no longer visible and the envelope was returned to sender. See enclosed original envelope. Another indication of apparent irradiation is the fact that Applicant's original papers have been turned to yellow by extreme heat.

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Applicant's original submission contains a proper certificate of mailing under 37 C.F.R. § 1.8(a). Additionally, a Response to Office Action is a document entitled to the benefit of a Certificate of Mailing under 37 C.F.R. § 1.8(a). Applicant, therefor, requests the Commissioner to consider the enclosed Response to the Office Action as being timely filed as of the date of the Certificate of Mailing of January 3, 2002, under 37 C.F.R. § 1.8(a).

In the alternative, if the Commissioner does not accord Applicant's response its original date of submission as indicated on the original Certificate of Mailing, Applicant hereby requests an extension of time in the amount of two months in order to extend the deadline to March 3, 2002. The Commissioner is hereby authorized to charge any additional fees under 37 C.F.R. §§ 1.16 and 1.17 that may be required by this paper to Deposit Account 162201. Duplicate copies of this sheet are enclosed.

Respectfully Submitted,

Lionel L. Lucchesi

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I hereby certify that this correspondence is being deposited with the U.S. Postal Service as first class mail in an envelope addressed to: Assistant Commissioner for Patents, Washington, D.C. 20231, on February 25, 2002.

Lionel L. Lucchesi
Feb 25 2002
Date of Signature